



PATENT  
Customer No. 22,852  
Attorney Docket No. 7738.147

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: )  
Grant E. DUBOIS et al. ) Group Art Unit: 1761  
Application No.: 09/838,809 ) Examiner: C. Paden  
Filed: April 20, 2001 ) Confirmation No.: 3526  
For: NON CALORIC FROZEN )  
CARBONATED BEVERAGE )

Commissioner for Patents  
P.O. Box 1450  
Washington, DC 20231

Sir:

**AMENDMENT**

In response to the non-final Office Action dated March 5, 2004, the period for response having been extended by the petition and fee filed herewith, please amend the above-identified application, without prejudice, as follows:

**Amendments to the Claims** are reflected in the listing of claims in this paper.

**Remarks** follow the amendment section of this paper.